

1 REGINALD STEER (SBN 056324)  
rsteer@akingump.com  
2 HYONGSOON KIM (SBN 257019)  
kimh@akingump.com  
3 MOLLIE MCGOWAN LEMBERG (SBN 296452)  
mmcgowanlemborg@akingump.com  
4 **AKIN GUMP STRAUSS HAUER & FELD LLP**  
5 580 California Street, Suite 1500  
San Francisco, California 94104-1036  
Telephone: 415.765.9500  
6 Facsimile: 415.765.9501

7 C. FAIRLEY SPILLMAN  
fspillman@akingump.com  
8 CATHERINE CREELY  
ccreely@akingump.com  
9 **AKIN GUMP STRAUSS HAUER & FELD LLP**  
10 1333 New Hampshire Avenue, NW  
Washington, DC 20036  
Telephone: 202.887.4000  
11 Facsimile: 202.887.4288

12 Attorneys for Defendants  
13 LG CHEM, LTD, and  
LG CHEM AMERICA, INC.

14 **UNITED STATES DISTRICT COURT**  
15 **NORTHERN DISTRICT OF CALIFORNIA**  
16 **OAKLAND DIVISION**

17 IN RE: LITHIUM ION BATTERIES  
18 ANTITRUST LITIGATION

**Master File No. 4:13-md-02420-YGR**  
**MDL NO. 2420**

19 This Document Relates to:

**Case No. 4:15-cv-02987-YGR**

20 DELL INC. and DELL PRODUCTS L.P.,  
21 Plaintiffs,  
22 v.

**STIPULATION AND [PROPOSED]  
ORDER EXTENDING THE LG CHEM  
DEFENDANTS' TIME TO RESPOND TO  
DELL'S COMPLAINT**

22 LG CHEM LTD. *et al.*  
23 Defendants.  
24  
25  
26  
27  
28

1 Individual Action Plaintiffs Dell Inc. and Dell Products L.P. (collectively “Dell”) and  
2 Defendants LG Chem Ltd. and LG Chem America, Inc. (collectively “LG Chem”), together  
3 “the Parties,” through their respective counsel of record, hereby Stipulate as follows:

4 WHEREAS, the Parties entered into a stipulation on August 5, 2015 (ECF No. 758)  
5 (“Stipulation”) to waive service of Dell’s complaint filed on June 26, 2015 (“Complaint”) and to  
6 extend LG Chem’s deadline to respond to the Complaint until October 21, 2015; and

7 WHEREAS, the Court entered an Order granting the Stipulation on August 10, 2015 (ECF No.  
8 768), thereby setting the deadline for LG Chem to respond as October 21, 2015;

9 WHEREAS, the Parties entered into a stipulation on October 20, 2015 (ECF No. 907) (“Second  
10 Stipulation”) to extend LG Chem’s deadline to respond to the Complaint until November 18, 2015; and

11 WHEREAS, the Court entered an Order granting the Second Stipulation on October 26, 2015  
12 (ECF No. 917), thereby setting the deadline for LG Chem to respond as November 18, 2015;

13 WHEREAS the Parties have met and conferred and desire to extend the deadline for LG Chem  
14 to respond to Dell’s Complaint to January 15, 2016;

15 WHEREFORE, it is stipulated:

16 1. LG Chem shall file an Answer to the Dell Complaint by or before January 15, 2016.

17 2. The Parties agree that this extension will not be used to prejudice Dell’s efforts to seek  
18 discovery in the above referenced action.

19 3. The parties agree that LG Chem does not waive and continues to preserve all of its  
20 defenses under the Federal Rules of Civil Procedure.

21 **IT IS SO STIPULATED.**

1 Dated: November 11, 2015

2 Respectfully submitted,

3  
4 AKIN GUMP STRAUSS HAUER & FELD LLP

ALSTON & BIRD

5 By /s/ Reginald Steer

By /s/ Rodney J. Ganske

6 REGINALD STEER (SBN 056324)

7 rsteer@akingump.com

8 HYONGSOON KIM (SBN 257019)

9 kimh@akingump.com

10 MOLLIE MCGOWAN LEMBERG (SBN 296452)

11 mmcgowanlemborg@akingump.com

12 **AKIN GUMP STRAUSS HAUER & FELD  
LLP**

13 580 California Street, Suite 1500

14 San Francisco, California 94104-1036

15 Telephone: 415.765.9500

16 Facsimile: 415.765.9501

17 C. FAIRLEY SPILLMAN

18 fspillman@akingump.com

19 CATHERINE CREELY

20 ccreely@akingump.com

21 **AKIN GUMP STRAUSS HAUER & FELD  
LLP**

22 1333 New Hampshire Avenue, NW

23 Washington, DC 20036

24 Telephone: 202.887.4000

25 Facsimile: 202.887.4288

26 *Attorneys for Defendants*

27 *LG CHEM, LTD, and LG CHEM AMERICA, INC.*

Rodney J. Ganske (*pro hac vice*)

Michael P. Kenny (*pro hac vice*)

mike.kenny@alston.com

Debra D. Bernstein (*pro hac vice*)

debra.bernstein@alston.com

Rodney J. Ganske (*pro hac vice*)

rod.ganske@alston.com

Matthew D. Kent (*pro hac vice*)

matthew.kent@alston.com

Donald M. Houser (*pro hac vice*)

donald.houser@alston.com

**ALSTON & BIRD LLP**

1201 West Peachtree Street

Atlanta, Georgia 30309-3424

Tel: (404) 881-7000

Facsimile: (404) 881-7777

/s/ Douglas R. Young

Douglas R. Young (State Bar No. 073248)

dyoung@fbm.com

Alexander M. Porcaro (State Bar No. 281185)

aporcaro@fbm.com

**FARELLA BRAUN + MARTEL LLP**

235 Montgomery Street, 17th Floor

San Francisco, CA 94104

Telephone: (415) 954-4400

Facsimile: (415) 954-4480

*Attorneys for Plaintiffs*

*DELL INC. and DELL PRODUCTS L.P.*

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**ATTESTATION**

I, Mollie McGowan Lemberg, hereby attest, pursuant to Northern District of California Local Rule 5-1(i)(3), that concurrence to the filing of this document has been obtained from each signatory hereto.

Dated: November 11, 2015

By: /s/ Mollie McGowan Lemberg  
Mollie McGowan Lemberg

IT IS SO ORDERED.

Dated: \_\_\_\_\_

\_\_\_\_\_  
The Honorable Yvonne Gonzalez Rogers  
UNITED STATES DISTRICT JUDGE